IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 3552/1998

DR. MRS. MANJULA KULSHRESHTHA SAXENA
VS.
UNIVERSITY OF RAJASTHAN & ANR.

Date: 08.12.2006.

HON'BLE MR. K.S. RATHORE, J.

Mr. Virendra Lodha for the petitioner.
Mr. S.N. Sharma for the respondents University.

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The short controversy in this case is that the petitioner is working as Assistant Professor (Lecturer) in Botany from 06.09.85 and still she is continuing on the post. The petitioner submits that she has not been given the selection scale.

Per contra, learned counsel for the respondents submits that the petitioner is still adhoc and temporary and has not been regularised and the case of the petitioner and similarly situated persons is under consideration with the University. Since the petitioner is still adhoc and temporary, she is not entitled to get the benefit of selection scale.

As per the settled preposition of law, the petitioner being adhoc and temporary, is not entitled for selection scale and it is for the respondent

University to do needful in this regard as the petitioner is working since 1985 and after regularisation of the services, the University is further expected to consider the case of the petitioner for providing selection scale from the date of initial appointment as held by the Hon'ble Supreme Court in ***Writ Petition (Civil) No. 490/1987- Rudra Kumar Sain & Ors. Vs. Union of India & Ors. vide judgment dated 22.08.2000.***

With the aforesaid observations, the writ petition stands disposed of.

(K.S. RATHORE),J.

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